S.B.Civil Second Appeal No.57/88
LRs of Khuda Bux vs. Abdul Hafiz
Date of Order: 3.4.2007.

HON'BLE MR. PRAKASH TATIA,J.

Mr. J.K. Bhaiya for the appellants.
Ms. Usman Gani for the respondent.

The learned counsel for the respondent informed in Court on 19.3.2007 that sole respondent-plaintiff died in the year 2002 and as per his information, one of the appellant Ismail died in the year 1990.The time was sought by the learned counsel for the appellant to verify the fact and to take steps. This Court specifically passed the order that the appeal shall remain on Board being very old appeal.

The learned counsel for the appellant today is seeking further time and stated that he has informed the appellant about this information but he could not come to his office. I do not find any reason to grant time when one of the appellants died in the year 1990 about from 16 years ago and the sole respondent also died in the year 2002 and the appellants themselves have not taken any steps and further they have not taken any step even when information was given to them by the counsel for the respondent.

Therefore, the appeal of the appellants is dismissed as abated.

(**PRAKASH TATIA),J.**

mlt.